

REG-35-211 BINGO PRIZES; JACKPOT AND OTHER SPECIAL BINGO GAMES

211.01 A licensed organization may not award a single bingo prize that exceeds \$1,000.00 in value, or award more than \$4,000.00 in bingo prizes per bingo occasion. A licensed organization must award at least 50 percent of its bingo gross receipts in bingo prizes on a quarterly basis.

211.02 The amount of the bingo prize for each bingo game shall be conspicuously posted where the bingo cards are sold. A licensed organization may not deviate from the bingo prize amounts posted, unless such posting identifies the minimum attendance required for those prize amounts to be awarded.

211.02A If the minimum attendance is not realized, the licensed organization shall announce the revised bingo prize payouts to all players prior to the call of the first bingo ball, and players shall have the option of obtaining a full refund of monies paid for a bingo card or packet if such a request is made before the first ball is called.

211.03 Merchandise awarded as a bingo prize shall be valued at its fair market value and shall not be redeemable or convertible into cash directly or indirectly by the licensed organization.

211.04 If there is more than one winner on a particular bingo game where merchandise is to be awarded as the bingo prize, and equal division of the merchandise among the multiple winners is not possible, the licensed organization shall:

211.04A Award substitute merchandise prizes to each winner, the aggregate fair market value of which shall be approximately equal to the fair market value of the original merchandise prize; or

211.04B Award cash prizes to each winner, the aggregate amount of which shall be equal to the fair market value of the original merchandise prize.

211.05 If real or personal property is to be awarded as a bingo prize, the licensed organization shall have paid for in full or otherwise become the owner without lien or interest of others of all the real or personal property prior to the bingo occasion at which the property is to be awarded as a prize.

211.05A For purposes of this regulation, real estate and savings bonds are not considered merchandise prizes and must be valued at their purchase price value. Merchant gift certificates are considered to be merchandise prizes and are to be valued at their face value.

211.05B Bingo cards, admissions to future bingo occasions, bingo supplies, and State Lottery tickets may be awarded as bingo prizes. Bingo cards must be accounted for as required in Regulation 35-209.09.

211.06 Real or personal property donated to a licensed organization and awarded as a bingo prize shall be valued at its fair market value and shall be included in the determination of compliance with the limitations on the value of bingo prizes which may be awarded in any single bingo game and overall at a bingo occasion.

211.06A The value of real or personal property donated to a licensed organization and awarded as a bingo prize shall not be recorded as a bingo expense of the licensed organization.

211.07 Jackpot bingo games which incorporate a carryover bingo prize feature are permissible

when conducted in accordance with the Nebraska Bingo Act and the following provisions:

211.07A Any conditional aspects of the jackpot game and the corresponding bingo prizes to be awarded must be conspicuously posted at the premises where bingo is conducted. The winning combinations and the bingo prizes to be awarded must be clearly described and announced to the players immediately before the jackpot game;

211.07B If the jackpot combination or pattern is not achieved at a particular bingo occasion, the jackpot bingo game must be continued until such time as a consolation winner is determined. The consolation prize does not have to be the full amount of the jackpot but could be a prize of lesser value; and

211.07C If the full amount of the jackpot bingo prize is not awarded at a particular bingo occasion, it may be carried over to the next bingo occasion and increased in value, provided the jackpot bingo prize never exceeds \$1,000.00 and the total value of bingo prizes awarded at the bingo occasion does not exceed \$4,000.00.

211.08 Special jackpot bingo games, for example, "Hot Number", "Hot Ball", or "Share the Pot", where only those players who have paid an additional fee are eligible to participate, are permissible when conducted in accordance with the Nebraska Bingo Act, Regulation 35-211.07, and the following provisions:

211.08A An individual pays an additional amount and receives a ticket or other evidence of payment verifying that he or she has paid to be a participant in the special jackpot bingo game;

211.08A(1) Class II bingo licensees must receipt participants in the same manner as prescribed by Regulation 35-209.07.

211.08B Only the individuals holding a ticket or other evidence of payment are eligible to win the special jackpot bingo prize;

211.08C To begin the game, the number of the first bingo ball called on the initial bingo game is the special jackpot number;

211.08D A player must achieve bingo on the special jackpot number in order to win the special jackpot bingo prize;

211.08E The special jackpot bingo prize can be won on any bingo game played during the bingo occasion;

211.08F If no one achieves a bingo on the special jackpot number by the completion of the last scheduled bingo game, an additional bingo game must be played to determine a consolation winner;

211.08G Only individuals holding a ticket or other evidence of payment for the special jackpot bingo game are allowed to play the additional consolation bingo game;

211.08H The prize for winning the consolation bingo game does not have to be the full amount of the special jackpot but could be a prize of lesser value; and

211.08I If the full amount of the special jackpot bingo prize is not awarded at a particular bingo occasion, it may be carried over to the next bingo occasion and increased in value, provided the special jackpot bingo prize never exceeds \$1,000.00 and the total value of all bingo prizes awarded at the bingo occasion does not exceed \$4,000.00.

211.09 Bingo prizes awarded at a limited period bingo occasion or restricted limited period bingo occasion are subject to the same requirements and limitations as a regular bingo occasion except that the value of a single prize awarded during a restricted limited period bingo occasion shall not exceed \$25.00 in value.

211.09A The aggregate value of all bingo prizes awarded during a limited period bingo occasion or a restricted limited period bingo occasion shall not exceed \$4,000.00 per day for each day of the limited period bingo occasion or restricted limited period bingo occasion. For purposes of this regulation, "day" means a calendar day.

211.10 Prizes awarded for instant bingo games during any bingo occasion are considered bingo prizes and are subject to all requirements and limitations in this regulation. The aggregate value of instant bingo prizes is to be included in the \$4,000.00 total bingo prize limitation for a bingo occasion.

211.11 Promotional game prizes, prizes awarded for winning pickle cards sold by the licensed organization at the bingo occasion, and lottery and raffle prizes awarded at the bingo occasion are not considered bingo prizes and are not to be included in the \$4,000.00 total bingo prize limitation for a bingo occasion.

211.12 A bingo prize of \$500.00 or more in value must be receipted. The gaming manager or bingo chairperson shall insure that the receipt contains:

211.12A The name, address, and telephone number of the winner;

211.12B The date and amount of payment; and

211.12C The name of the individual who paid the winner.

211.13 The individual paying a \$500.00 or greater bingo prize shall make a good faith effort to insure that the information contained on the receipt is legible and correct. Such receipts may be prepared in a manner of the licensed organization's choice, provided all prescribed information is recorded and retained in the organization's records for a period of three years from the date of payment.

211.13A A licensed organization may satisfy the bingo prize receipting requirement by paying the winner by a check drawn on the organization's bingo checking account, provided the check contains all of the information required by Regulation 35-211.12.

(Sections 9-202, 9-214, 9-226, 9-232.03, 9-241.10, 9-255.02, 9-255.03, and 9-255.04, R.R.S. 1997. 03/10/2002.)